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Attorneys for Defendants CITY OF HAYWARD  
and K. LANDRETH

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

YGNACIO FLORES,

Plaintiff,

-vs-

CITY OF HAYWARD; K. LANDRETH,

Defendants.

CASE NO. C-10 02396 (MEJ)

NOTICE OF UNAVAILABILITY OF  
DEFENDANTS' COUNSEL FOR INITIAL  
CASE MANAGEMENT CONFERENCE

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

Notice is hereby given that Defendants' counsel is unavailable for the initial case management conference currently scheduled for September 9, 2010 at 10:00 a.m. Randolph S. Hom, counsel for Defendants City of Hayward, and K. Landreth ("City Defendants") is co-defense counsel in City of Hayward v. California State University, et al., Alameda County Superior Court Case No. RG 09481095 which is scheduled for trial on September 9, 2010 at 9:00 a.m. in Oakland, California.

Although Plaintiff filed his Complaint in the within action on May 28, 2010, Defendants were not served until July 19, 2010. On or about July 28, 2010, Defendants anticipate filing a Motion to Dismiss in response to the Complaint with a hearing date scheduled for on or about

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September 23, 2010. Given these circumstances, Defendants respectfully request that the initial case management conference be postponed until after the hearing on the Motion to Dismiss.

DATED: July 28, 2010

MICHAEL S. LAWSON, City Attorney

By: /S/  
 RANDOLPH S. HOM, Assistant City Attorney  
 Attorneys for Defendants CITY OF HAYWARD  
 and K. LANDRETH